THE HON'BLE SRI JUSTICE C.V. RAMULU

Monday, 29th day of October,2007

W.P.Nos.3338 and 7561 of 2006

W.P.No.3338 of 2006

Between:-

The Kondapaka Primary Agricultural Cooperative Society, Kondapaka Village and Mandal, Medak District, rep. by its President Sri M.Srinivas … Petitioner

and

The District Cooperative Officer, Medak District at Sangareddy and others … Respondents

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W.P.Nos.3338 and 7561 of 2006

COMMON ORDER:

While Writ Petition No.3338 of 2006 is filed by the Society seeking a Mandamus declaring the Proceedings of the Divisional Cooperative Officer, Siddipet Division, Siddipet, Medak District dated 19-1-2006 as arbitrary and illegal, Writ Petition No.7561 of 2006 is filed questioning the Proceedings dated 25-2-2006, whereunder the petitioner-G.Krishna Murthy was suspended from service, pending enquiry into certain allegations made against him.

By an Order dated 19-1-2006, the Divisional Cooperative Officer, Siddipet Division, directed the President, Primary Agricultural Cooperative Society, Kondapak to place the matter before the Managing Committee to revoke the Proceedings dated 29-11-2005, whereunder the petitioner in Writ Petition No.7561 of 2006 was replaced by another person and to provide reasonable opportunity to him to defend his case on the allegations levelled against him. Further, the President and the Managing Committee of the Society were also directed to propose for a statutory inquiry under Section 51 of the A.P. Cooperative Societies Act or inspection under Section 52 of the Act, if there is any *prima facie* evidence available and it was open for them to take any disciplinary action against the petitioner in Writ Petition No.7561 of 2006.

While admitting Writ Petition No.3338 of 2006, interim suspension of the impugned Order dated 19-1-2006 passed by the

Divisional Cooperative Officer, Siddipet, was granted. But, in Writ Petition No.7561 of 2006 no interim orders were granted.

There is no necessity of going into all the details.

Learned counsel for the petitioner in Writ Petition No.3338 of 2006 submits that the enquiry as ordered in the order dated 25-2-2006, which is impugned in Writ Petition No.7561 of 20006, was conducted and final orders were passed on 19-4-2007 terminating the services of the petitioner in Writ Petition No.7561 of 2006. Therefore, nothing survives for further adjudication in the Writ Petitions.

Accordingly, both the Writ Petitions are dismissed as having become infructuous. No order as to costs.

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29-10-2007

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